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5 Attorneys for Defendants AEROFLEX INCORPORATED,
 6 AEROFLEX COLORADO SPRINGS, INC., AMI
 SEMICONDUCTOR, INC., MATROX ELECTRONIC
 7 SYSTEMS, LTD., MATROX GRAPHICS INC., MATROX
 INTERNATIONAL CORP., and MATROX TECH, INC.

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 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12 RICOH COMPANY, LTD.,

13 Plaintiff,

14 vs.

15 AEROFLEX INCORPORATED, AMI
 SEMICONDUCTOR, INC., MATROX
 16 ELECTRONIC SYSTEMS LTD., MATROX
 GRAPHICS INC., MATROX
 17 INTERNATIONAL CORP., MATROX TECH,
 INC., AND AEROFLEX COLORADO
 18 SPRINGS, INC.

19 Defendants.

Case No. C03-4669 MJJ (EMC)

**DEFENDANTS' REPLY TO RICOH'S
 OPPOSITION TO DEFENDANTS' MOTION
 FOR SUMMARY JUDGMENT OF
 NONWILLFULNESS (MOTION NO. 9)**

Date: September 26, 2006
 Time: 9:30 a.m.
 Courtroom: 11, 19th Floor
 Judge: Martin J. Jenkins

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 23 Judgment should be entered in favor of the Defendants on its motion. In its opposition, Ricoh
 24 withdrew its allegations of willfulness, and is not seeking enhanced damages. Ricoh's change in
 25 position on this issue was quite abrupt. Ricoh's experts asserted infringement was willful in their
 26 expert reports and the same was asserted by an expert in a deposition conducted just four days prior to
 27
 28

1 the deadline for Defendants to file Motions for Summary Judgment. Nonetheless, a judgment of
2 nonwillfulness in favor of the Defendants is warranted under these new circumstances.

3 Dated: September 8, 2006

Respectfully submitted,

6 By: /s/Denise M. De Mory

Denise M. De Mory

Attorneys for Defendants

AEROFLEX INCORPORATED,
AEROFLEX COLORADO SPRINGS,
INC., AMI SEMICONDUCTOR, INC.,
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MATROX INTERNATIONAL CORP.,
and MATROX TECH, INC.